

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

COMMSCOPE TECHNOLOGIES LLC)	
)	
Plaintiff,)	No. 3:16-cv-477
Counterclaim Defendant)	
)	
v.)	
)	
DALI WIRELESS, INC.)	
)	
Defendant.)	
)	
Counterclaim Plaintiff)	
)	
v.)	
)	
COMMSCOPE TECHNOLOGIES LLC)	
and COMMSCOPE CONNECTIVITY)	
LLC)	
Counterclaim Defendant		

COMMSCOPE'S MOTION FOR JUDGMENT AS A MATTER OF LAW

Pursuant to Federal Rule of Civil Procedure 50(b), CommScope Technologies LLC and CommScope Connectivity LLC (collectively, “CommScope”) renews its motion for judgment as a matter of law (“JMOL”). As set forth in the accompanying brief, CommScope moves for JMOL that (1) claim 1 of U.S. Patent No. 9,031,521 (“the ‘521 patent”) is invalid as anticipated under 35 U.S.C. § 102; (2) CommScope does not infringe claim 1 of the ‘521 patent; (3) the asserted claims of U.S. Patent No. 9,537,473 (“the ‘473 patent”) are invalid as anticipated under 35 U.S.C. § 102, obvious under 35 U.S.C. § 103; lacking written description and not enabled under 35 U.S.C. § 112; and (4) CommScope does not infringe the asserted claims of the ‘473 patent.

Pursuant to Federal Rule of Civil Procedure 59, if JMOL is not granted in CommScope's favor, CommScope seeks a new trial on non-infringement and invalidity of the '521 and '473 patents.

This motion is supported by CommScope's supporting brief, appendix, and the record, including the trial record, in this case.

Dated: September 6, 2019

/s/Philip P. Caspers

Philip P. Caspers (*pro hac vice*)
Samuel A. Hamer (*pro hac vice*)
William F. Bullard (*pro hac vice*)
Nathan D. Louwagie (*pro hac vice*)
CARLSON, CASPERS, VANDENBURGH
& LINDQUIST PA
225 South Sixth Street, Suite 4200
Minneapolis, Minnesota 55402
pcaspers@carlsoncaspers.com
shamer@carlsoncaspers.com
wbullard@carlsoncaspers.com
nlouwagie@carlsoncaspers.com
(612) 436-9600 Telephone
(612) 436-9605 Facsimile

Daniel J. Sheehan
State Bar No. 18174500
DANIEL J. SHEEHAN PLLC
Campbell Centre II, Suite 100
8150 N. Central Expressway
Dallas, Texas 75206
(214) 468-8899 Telephone
(214) 468-8803 Facsimile
dsheehan@dsa-law.com

Certificate of Service

I, the undersigned, certify that, on September 6, 2019, I caused the foregoing document to be served on all counsel of record via ECF.

/s/ Philip P. Caspers

Philip P. Caspers (*pro hac vice*)
Samuel A. Hamer (*pro hac vice*)
William F. Bullard (*pro hac vice*)
Nathan D. Louwagie (*pro hac vice*)
CARLSON, CASPERS, VANDENBURGH
& LINDQUIST PA
225 South Sixth Street, Suite 4200
Minneapolis, Minnesota 55402
pcaspers@carlsoncaspers.com
shamer@carlsoncaspers.com
wbullard@carlsoncaspers.com
nlouwagie@carlsoncaspers.com
(612) 436-9600 Telephone
(612) 436-9605 Facsimile